TRANSMITTAL LETTER

Commissioner for Patents **Mail Stop Amendment** P.O. Box 1450 Alexandria, VA 22313

Hair Coloring Apparatus, Kit And

Associated Methods

Sir:

For:

Transmitted herewith for filing are the following documents:

- Supplemental Information Disclosure Statement Under 37 C.F.R. § 1.97 with copies of three foreign references; and,
- Postcard, which we would appreciate your date stamping and returning to us upon receipt.

In the event a fee is required, the Commissioner is hereby authorized to charge Bracewell & Giuliani LLP's Deposit Account No. 50-0259 (Attorney Docket No.: 014962.000002).

Date:

10-13-05

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Attorney Docket No.: 014962.000002

CERTIFICATE OF MAILING 37 CALR. 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, yA 22313-1450 on the date indicated

OCT 1 7 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent A	Application of: Iichael Capristo) Confirmation No. 4833
Serial No.:	10/808,169) Examiner: Manahan, Todd E.
Filed:	March 24, 2004) Group Art Unit: 3732
	Coloring Apparatus, Kit And) Attorney Docket No.: 014962.000002

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Commissioner for Patents Mail Stop Amendment P.O. Box 1450 Alexandria, VA 22313

Sir:

Attached is Form PTO/SB/08B listing several references for consideration in the examination of the above-identified application. It is requested that these references be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the M.P.E.P.

The items that are contained in this Supplemental Information Disclosure Statement were cited in a communication from the European Patent Office, in a counterpart international application, on August 19, 2005 and therefore no fee is required. In the event a fee is required, the Commissioner is hereby authorized to charge Bracewell & Giuliani LLP's Deposit Account No. 50-0259 (Attorney Docket No.: 014962.000002).

Date: 10-13-05

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Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute form 1449/PTO **Application Number** 10/808,169 Filing Date ให้ Pormation disclosure MARCH 24, 2004 First Named Inventor MICHAEL CAPRISTO ÉMENT BY APPLICANT Art Unit 3732 (Use as many sheets as necessary) **Examiner Name** TODD E. MANAHAN 014962.000002 Attorney Docket Number

			U. S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 4,399,827 A	08-23-1983	FUHS	
	ļ	4,399,627 A			
		^{US-} 5,937,866 A	08-17-1999	MAGHAREHI	
		US-			
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Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
	<u> </u>	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			or resorant igares, appear	<u> </u>
		DE 39 31 111 A1	03-28-1991	SOLTENAU		V
		GB 2 335 179 A	09-15-1999	BESPAK PLC		V
		DE 100 54 564 A1	05-23-2001	WELLA AG		✓
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Examiner	•	Date	
Signature		Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.